# DECLARATION AND POWER OF ATTORNEY - PATENT APPLICATION

As a below named inventor, I hereby declare that my citizenship, postal address and residence ar as stated below; that I verily believe I am the original, first and sole inventor (if only one inventor is named below) or a joint inventor (if plural inventors are named below) of the invention entitled:

		GROWTH FAC'	ror		
the specification of	which				
is attach	ed hereto, or				
X was filed	on August 21,	1997 as Appl	ication Serial No.	08/915	795
was amer	ded on	(if a	pplicable).	· <u>00/913</u>	<u>795</u> and
I hereby state that specification, inclu acknowledge the duty defined in 37 CFR §1 Code §119 of any fore have also identified a filing date before	to disclose all to disclose all for the following that of the application (s) that of the application that of the applications are the applications.	as amended   information   foreign prior for patent capplication for	by any ameniment chown to be mater city benefits unde crinventor's cert	referred ial to pat r Title 35, ificate li	to above. I tentability as United States
Prior Foreign Applica		_		Priori	ty Claimed
PO 1825	Austral:		23 August		_yes
(Number)	(Countr		(Day/Month/Yea	ar)	<del></del>
PO 3554	Austral:		11 November	1996	_yes
(Number)	(Countr	y)	(Day/Month/Yea		
PO 4954	<u>Austral</u>	ia	5 February		_yes
(Number)	(Countr	y)	(Day/Month/Yea		
PO 7435	Austral:	a	19 June 1	=	yes_
(Number)	(Countr	y)	(Day/Month/Yea		
60/023,751 (Application Serial N 60/031,097 (Application Serial N 60/038,814 (Application Serial N 60/051,426 (Application Serial N 60/051,116 (Application Serial N	on(s) fisted below  o.)  o.)  o.)  penefit under Titl  below and insofa	23 August (Filing Date of February (Filing Date of July 1 (Filing Date of February) (Filing Date of February) (Filing Date of February)	1996 :e) : 1996 :e) : 1997 :e) :997 :e) States Code, \$12	20 of any	United States
application is not dithe first paragraph of the first paragraph of the information known available between the filing date of this a Application Serial N	Title 35, United to be material to filing date of the pplication:	States Code, patentabilit prior applica	tes application in §112, I acknowled y as defined in 3° tion and the nation	n the manne dge the dut 7 CFR §1.56 nal or PCT	er provided by y to disclose which became international
	o.,	(Filing Dat	:e)	(Status	) .

I hereby appoint as principal attorneys James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Gary R. Edwards, Reg. No. 31,824; Joseph D. Evans, Reg. No. 26,269; Herbert I. Cantor, Reg. No. 24,392, Jeffrey D. Sanok, Reg. No. 32,169, to prosecute and transact all business in the Patent and Trademark Office connected with this application and any related United States and international applications. Please direct all communications to:

Evenson, McKeown, Edwards & Lenahan P.L.L.C.

1200 G Street, N.W., Suite 700

Washington, D.C. 20005

Telephone: (202) 628-8800 Facsimile: (202) 628-8844

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

DECLARATION AND POWER ATTORNEY  Page 2  Atto. : Docket No. 1064/42983
statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under \$1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any
INVENTOR: Marc G. ACHEN  Citizenship: Australia  Postal Address/Residence: Unit 3, 38 Chapman St, North Melbourne,  Victoria 3051, Australia  Signature
INVENTOR: Andrew F. WILKS Citizenship: Australia Postal Address/Residence: 6 Macfarlan Ln, South Yarra, Victoria 3141, Australia
INVENTOR: Steven A. STACKER Citizenship: Australia Postal Address/Residence: 30 McKean St, North Fitzroy, Victoria 3068, Australia
23/12/98 Office Signature
INVENTOR: Kari ALITALO Citizenship: Finland

Signature

Postal Address/Residence: Nyyrikintie 4 A, 02100 Espoo, Finland

Date

## DECLARATION AND POWER OF ATTORNEY - PATENT APPLICATION

As a below named inventor, I hereby declare that my citizenship, postal address and residence are as stated below; that I verily believe I am the original, first and sole inventor (if only one inventor is named below) or a joint inventor (if plural inventors are named below) of the invention entitled:

### GROWTH FACTOR

the	SDEC	ifi	cation	of	which
-11-	apcc.			0.	MIII CII

is attached hereto, or

X was filed on August 21, 1997 as Application Serial No. 08/915,795 and \_\_ (if applicable). was amended on

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to be material to patentability as defined in 37 CFR §1.56. I hereby claim foreign priority benefits under Title 35, United States Code \$119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### Prior Foreign Application(s)

Priority Claimed

pp==	520:1(5)		-
PO 1825	Australia	23 August 1996	<u>yes</u>
(Number)	(Country)	(Day/Month/Year)	
PO 3554	Australia	<u> 11 November 1996</u>	<u>yes</u>
(Number)	(Country)	(Day/Month/Year)	
PO 4954	Australia	5 February 1997	<u>yes</u>
(Number)	(Country)	(Day/Month/Year)	
PO 7435	Australia	<u> 19 June 1997</u>	<u>yes</u>
(Number)	(Country)	(Day/Month/Year)	

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

60/023,751	23 August 1996
(Application Serial No.)	(Filing Date)
60/031,097	14 November 1996
(Application Serial No.)	(Filing Date)
60/038,814	<u> 10 February 1997</u>
(Application Serial No.)	(Filing Date)
60/051,426	<u> 1 July 1997</u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under Title 35, United States Code, \$120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information known to be material to patentability as defined in 37 CFR \$1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)

I hereby appoint as principal attorneys James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Gary R. Edwards, Reg. No. 31,824; Joseph D. Evans, Reg. No. 26,269; Herbert I. Cantor, Reg. No. 24,392, Jeffrey D. Sanok, Reg. No. 32,169, to prosecute and transact all business in the Patent and Trademark Office connected with this application and any related United States and international applications. Please direct all communications to:

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Washington, D.C. 20005

(202) 628-8800 Telephone:

Facsimile: (202) 628-8844

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## DECLARATION AND POWER OF ATTORNEY

Attorney Docket No. 1064/42983

Page 2

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

INVENTOR: Marc G. ACHEN

Citizenship: Australia

Postal Address/Residence: 86 Charles St, Fitzroy, Victoria 3065, Australia

Date Signature

INVENTOR: Andrew F. WILKS

Citizenship: Australia

Postal Address/Residence: 6 Macfarlan Ln, South Yarra, Victoria 3141,

Australia

Date Signature

INVENTOR: Steven A. STACKER

Citizenship: Australia

Postal Address/Residence: 30 McKean St, North Fitzroy, Victoria 3068,

Australia

Date Signature

INVENTOR: Kari ALITALO

Citizenship: Finland

Postal Address/Residence: Nyyrikintie 4 A, 02100 Espoo, Finland

te Signature

Applicant o	r Patentee: <u>Marc Achen</u>	et al. ·	
Serial or P	atent No.:	Attorney's Docket	No.: <u>1064/42983</u>
Filed or Is	sued: <u>August 21, 1997</u>		•
For: GROWTH	FACTOR	·	
	RIFIED STATEMENT (DECLA TUS (37 CFR 1.9(f) AND 1		
I hereby denonprofit o	clare that I am an offi rganization identified	icial empowered t below:	o act on behalf of the
NAME OF ADDRESS	F ORGANIZATION He S OF ORGANIZATION P. SF	O. Box 26	v Licensing Ltd.,Oy
TYPE O	F ORGANIZATION:		
( ) Ti 50 ( ) NO	NIVERSITY OF OTHER INST AX EXEMPT UNDER INTERNAL 01(c)(3)) ONPROFIT SCIENTIFIC OR E NITED STATES OF AMERICA	REVENUE SERVICE DUCATIONAL UNDER	CODE (26 USC 501(a) and STATUTE OF STATE OF THE
(1	NAME OF STATE		)
(2	NAME OF STATE CITATION OF STATUTE OULD QUALIFY AS TAX EXEM 26 USC 501(a) and 501(c) F AMERICA	ME I ONDER INTERNA	THE VEHICE SERVICE CODE
( ) WC ST TI (1	OULD QUALIFY AS NONPROTATUTE OF STATE OF THE HE UNITED STATES OF AME. NAME OF STATE	UNITED STATES OF RICA	AMERICA IF LOCATED IN
((	CITATION OF STATUTE		)
as a nonpro paying reduc Code with re Marc G. Ac	lare that the nonprofit fit organization as def ced fees under section 4 egard to the invention e hen, Andrew F. Wilks,	Fined in 37 CFR 1 1(a) and (b) of Tentitled <u>GROWTH</u> F	1.9(e) for purposes of Citle 35, United States
described in	n .	•	
(X) ar	he specification filed pplication serial no		filed August 21, 1997

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other

than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: Ludwig Institute for Cancer Research
ADDRESS: 1345 Avenue of the Americas, New York, NY 10105
[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [X] NONPROFIT ORGANIZATION
FULL NAME:
ADDRESS:
[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION
FULL NAME:
ADDRESS:
[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.
NAME OF PERSON SIGNING Heikki Lampi  FITLE IN ORGANIZATION President  ADDRESS OF PERSON SIGNING P.O. Box 26, SF-00014 University of Helsinki, Finland
SIGNATURE DATE 18th of Squitenna

Applicant or Patentee: Marc Achen et al.
Serial or Patent No.: Attorney's Docket No.:1064/42983
Filed or Issued: August 21, 1997
For: GROWTH FACTOR
VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27(d) - NONPROFIT ORGANIZATION
I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:
NAME OF ORGANIZATION Ludwig Institute for Cancer Research ADDRESS OF ORGANIZATION 1345 Avenue of the Americas New York, NY 10105
TYPE OF ORGANIZATION:
() UNIVERSITY OF OTHER INSTITUTION OF HIGHER EDUCATION (X) TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3))
() NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA  (NAME OF STATE)  (CITATION OF STATUTE)
() WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c) (3)) IF LOCATED IN THE UNITED STATES OF AMERICA
() WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
(NAME OF STATE) (CITATION OF STATUTE)
I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled GROWTH FACTOR by inventor(s) Marc G. Achen, Andrew F. Wilks, Steven A. Stacker and Kari Alitals described in
<ul> <li>( ) the specification filed herewith</li> <li>(X) application serial no, filed August 21, 199*</li> <li>( ) patent no, issued</li> </ul>

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other

than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: Helsinki University Licensing Ltd., Oy
ADDRESS: P.O. Box 26, SF-00014 University of Helsinki, Finland
[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [X] NONPROFIT ORGANIZATION
FULL NAME:
ADDRESS:
[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION
FULL NAME:
ADDRESS:
[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.
NAME OF PERSON SIGNINGEdward A. McDermott, Jr.
TITLE IN ORGANIZATION President
ADDRESS OF PERSON SIGNING 1345 Avenue of the Americas
New York, NY 10105
SIGNATURE Column a. They comed p DATE August 26, 1997